THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.22830 OF 1998

ORDER:

The petitioner is the widow of one Y. Gopal Reddy, who died on 16.8.1995 on account of bullet injuries suffered by him in the fire opened by the Sub Inspector of Police, Beluguppa Police Station.

This writ petition is filed seeking a *mandamus* declaring the alleged inaction on the part of the respondents in reimbursing the medical expenses incurred for the treatment of the petitioner's husband and also in not paying appropriate compensation towards the loss of life of her husband as arbitrary and illegal.

Though *Rule nisi* was ordered by this Court on 3.11.1998, no counter-affidavit has been filed by any of the respondents so far.

However, the material placed before this Court by the petitioner itself shows that by proceedings dated 9.5.1997, the petitioner was sanctioned a sum of Rs.30,000/- towards *ex gratia* and the same was already paid to her. That apart, the District Collector vide proceedings dated 26.5.1995 ordered a Magisterial enquiry and the Revenue Divisional Officer, Dharmavaram was appointed as Enquiry Officer. By the date of filing of the writ petition, the said enquiry is still pending.

The petitioner pleads that since she had incurred a sum of Rs.51,045.85 ps. towards medical expenses for the treatment to her late husband, the sum of Rs.30,000/- paid towards *ex gratia* was absolutely insufficient and that the respondents ought to have paid a further sum of Rs.3,00,000/- towards damages keeping in view that her late husband was the sole earning member of the family.

So far as the financial status of the petitioner is concerned, the proceedings of the District Collector dated 31.8.1997, under which the petitioner's case was recommended for grant of necessary financial assistance from the Chief Minister's Relief Fund, shows that the deceased did not possess any property and no other person in his

family was working either in the Government or in private sector. It is also the specific case of the petitioner that she is issueless and that there is no one else to support her.

Having regard to the facts and circumstances of the case and particularly keeping in view that the enquiry ordered by the District Collector through the Revenue Divisional Officer was still in progress by the date of filing of the writ petition, I deem it appropriate to dispose of the writ petition with a direction to the respondents to consider the request of the petitioner for further financial assistance, in case the respondents are satisfied that the petitioner is entitled for the same, and pass appropriate orders in accordance with law as expeditiously as possible, preferably within a period of eight weeks from the date of receipt of a copy of this order. No costs.

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G. ROHINI, J.

Dt.5–04-2007
Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

W.P.No.22830 of 1998

DATED:5-04-2007

Between:

Smt. Y. Venkata Lakshmamma. ... Petitioner.

And

The Station House Officer, Beluguppa
Police Station, Beluguppa village &
Mandal, Anantapur district and others. ... Respondents.

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